IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO.576 OF 2006

IN

SUMMARY SUIT NO.2055 OF 2006

...

Thermal Instrument India
Pvt.Ltd. ...Plaintiff

v/s.

M/s.Neo Power Electronics & Project
Pvt.Ltd. & ors. ...Defendants

...

Mr.V.V. Kulkarni for the Plaintiff.
Mr.A.K.Saxena for the Defendants.

...

CORAM: D.K.DESHMUKH, J.

DATED: 7TH FEBRUARY,2007

P.C.:

. Admittedly the Defendants have been served with the summons for judgment on 19-1-2007. Within the time allowed by Order XXXVII of the CPC no application for leave to defend has been filed by the Defendants. Therefore, in terms of the provisions of Order XXXVII of the CPC the Plaintiff is entitled to judgment.

. Heard the learned counsel for the Plaintiff. Perused the record. The claim of the Plaintiff appears to have been admitted by the Defendants. There is also clear agreement for payment of interest. Summons for judgment is, therefore, granted. Suit of the Plaintiff is decreed in terms of prayer clauses of the suit. Refund of court fees as per rules.

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